

In re application of:

Sala et al.

Appl. No. 09/783,404

Filed: February 15, 2001

Method, System and Computer For: **Program Product for Scheduling** 

**Upstream Communications** 

Confirmation No.: 4785

Art Unit: 2663

Examiner: Chau T. Nguyen

Atty. Docket: 1875.0440002

AUG 0 9 2002

**Technology** Center 2600

Preliminary Amendment Under 37 C.F.R. § 1.115

Commissioner for Patents Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. § 1.115, Applicants submit the following Preliminary Amendment. Please enter this Preliminary Amendment prior to examination. This Amendment is provided in the following format:

- (A) A clean version of each replacement paragraph/section/claim along with clear instructions for entry;
- (B) Starting on a separate page, appropriate remarks and arguments.
- 37 C.F.R. § 1.121 and MPEP § 714; and
- (C) Starting on a separate page, a marked-up version entitled: "Version with markings to show changes made."

## Sterne Kessler Goldstein Fox

ATTORNEYS AT LAW



Robert Greene Sterne Edward J. Kessler Jorge A. Goldstein David K.S. Cornwell Robert W. Esmond Tracy-Gene G. Durkin Michael B. Ray Robert E. Sokohl Eric K. Steffle Michael Q. Lee Steven R. Ludwig John M. Covert Linda E. Alcorn Robert C. Milloning Lawrence B. Bugaisky Donald J. Featherstone Michael V. Messinger

Judith U. Kim Timothy J. Shea, Jr. Patrick E. Garrett Jeffrey T. Helvey-Heidi L. Kraus Crystal D. Sayles Edward W. Yee Albert L. Ferro\* Donald R. Banowit Peter A. Jadoman Motify A. McCall Teresa U. Medler Jeffrey S. Weaver Kendnick P. Patterson Vincent L. Capuano Albert J. Fasulo 11\* Eldora Elison Floyd W. Russell Swindell

Thomas C. Flala Brian I. Del Buono Virgil Lee Beaston' Reginald D. Lucas' Kimberly N. Reddick Theodore A. Wood Elizabeth J. Haanes Bruce E. Challer Joseph S. Ostroff Frank R. Cottingham' Christine M. Undier Rae Lynn Prengaman' Jane Shersherovich' Lawrence J. Carroll' George S. Bardmestor

Registered Patent Agents'
Karen R. Marhowicz
Andrea J. Kamage
Nancy J. Leith
Joseph M. Convad III
Ann E. Summerfield
Helene C. Carlson
Gaby L. Longsworth
Matthew J. Dowd
Aaron L. Schwartz
Angelique G. Uy
Borts A. Matwenko
Mary B. Tung
Kattina Y. Pei
Bryan L. Skelton
Jason D. Eisenberg

Senior Counsel Samuel L. Fox Kenneth C. Bass III Lisa A. Dunner

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WRITER'S DIRECT NUMBER: (202) 371-2628
INTERNET ADDRESS:
KPATTERS@SKGF.COM

Art Unit 4785

Commissioner for Patents Washington, D.C. 20231

Re:

U.S. Utility Patent Application

Appl. No. 09/783,404; Filed: February 15, 2001

For: Method, System and Computer Program Product for Scheduling

**Upstream Communications** 

Inventors:

Sala et al.

Our Ref:

1875.0440002

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Preliminary Amendment Under 37 C.F.R. § 1.115; and
- 2. One (1) Return Postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Sterne, Kessler, Goldstein & Fox PLLC. : 1100 New York Avenue, NW : Washington, DC 20005 : 202.371.2600 f 202.371.2540 : www.skaf.com

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The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Kendrick P. Patterson Attorney for Applicants Registration No. 45,321

KPP/dnk Enclosures

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